IN THE UNITED STATES DISTRICT COURT FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

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BARRY SHAFFER and : KIMBERLY SHAFFER, :

Plaintiffs

Civil Action No. 1:13-CV-01837

STATE FARM MUTUAL AUTOMOBILE INSURANCE CO.,

v.

Defendant

The Honorable Sylvia H. Rambo

ORDER

For the reasons set forth in the accompanying memorandum of law, **IT IS HEREBY ORDERED** that Defendant's motion to dismiss count II of the complaint (Doc. 3) is **DENIED**.

s/Sylvia H. Rambo United States District Judge

Dated: October 15, 2013.